



11/2w 1637

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Meena Augustus  
Serial No: 10/540,311 Art Unit: 1637  
Filed: 12 December 2005 Examiner: Kim, Young J.  
Title: AMPLIFIED CANCER TARGET GENES USEFUL IN DIAGNOSIS AND  
THERAPEUTIC SCREENING  
Docket No: 689290-248

1 September 2009

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §1.56(a), Applicant(s) hereby cite(s) the enclosed documents listed on the attached copy of Form PTO-1449 which are believed to be material to the patentability of the above-identified application. Applicant(s) make no admission that the cited references are prior art or that these references are in fact material to the patentability of the above-entitled application.

☒ [ X ] Copies of cited references are enclosed herewith

☐ [ ] Copies of cited references have been submitted in parent application

Serial No. \_\_\_\_\_ (37 C.F.R. 1.98(d))

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Serial No.: 10/540,311  
Docket No. 689290-248

The Information Disclosure Statement submitted herewith is being filed in accordance with the paragraph of 37 CFR §1.97 indicated below:

The Information Disclosure Statement is being filed:

- ☐ Within three months of the filing date of a national application; OR  
Within three months of the date of entry of the national stage of an international application; OR  
Before the mailing of a first Office Action on the merits.  
(37 C.F.R. 1.97(b)).

OR ☐ Before the mailing of a first Office Action after the filing of a Request for Continued Examination under §1.114 (37 C.F.R. 1.97(b)(4)).

No fee or statement is required.

The Information Disclosure Statement is being filed after the period specified in 37 C.F.R. 1.97(b) above (37 C.F.R. 1.97(c), but before the mailing date of either:

- (1) A Final Action or under 37 CFR §1.113; OR
- (2) A Notice of Allowance under 37 CFR §1.311; AND

is accompanied by either: (check one)

- ☐ The statement as specified in 37 CFR §1.97(e) set out below; OR  
☒ **The fee of \$180.00 under 37 CFR §1.17(p).**

The Information Disclosure Statement is being filed:

- ☐ after the mailing date of a Final Action under 37 CFR §1.113 or a Notice of Allowance under 37 CFR §1.311 but before payment of the Issue Fee and is accompanied by:
- (1) The statement as specified in 37 CFR §1.97(e) as set forth below; AND
  - (2) Petition is hereby made under 37 CFR §1.97(d) for consideration of this Information Disclosure Statement; AND,
  - (3) The petition fee of \$130.00 set out in 37 CFR §1.17(i).

In accordance with 37 C.F.R. 1.97(d), the undersigned Agent/Attorney hereby states that:

☐ each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing date of this Information Disclosure Statement;

OR

☐ no item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, or to the knowledge of the undersigned Attorney after making reasonable inquiry, was known to any individual designated in 37 CFR §1.56(c) more than three months prior to the filing date of the Information Disclosure Statement.

☒ Payment is enclosed.

☒ Please charge any required fees to Deposit Account No. 03-0678.

☐ A duplicate copy of this paper is attached.

The Commissioner is authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 03-0678.

**FIRST CLASS CERTIFICATE**

I hereby certify that this correspondence is being deposited today with the U.S. Postal Service as First Class Mail in an envelope addressed to:

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

  
Alan J. Grant, Esq.

9/1/09  
Date

Respectfully submitted,



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